FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE SIDE

CRIMINAL WRIT PETITION NO.37 OF 2006

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders

Mr.S.P.Kadam for the petitioner.

Mr.S.S.Pednekar APP for State.

Mr.B.D.Behal for Respondent No.2.

Coram : R.S.Mohite,J

Date : 17th January, 2006.

PC

1. Heard both sides. Rule. By consent, rule made returnable forthwith.

2. The only prayer which is pressed in this petition is for completion of cross-examination which was closed by the trial Court on 29.12.2005. It is urged on behalf of the petitioner that the cross-examination has been conducted continuously but on the date it was declared to be closed, the Advocate of the applicant was busy in some other Court. In the interest of justice, I feel that the

cross-examination should be allowed to be completed. The admitted position is that the matter is now kept on 6.2.2006. The witness who was in the box was the original complainant. Advocate for the complainant states that complainant will remain present in the Court with record on the next date i.e. on 6.2.2006. Advocate for the petitioner assures and undertakes to the Court that the cross-examination will commence on that date and will be completed without asking for adjournment. It is therefore, directed that the complainant should remain present as per the statement made by the Advocate for the petitioner and the cross-examination should commence on 6.2.2006 and will be completed without any adjournment. In this view of the matter, rule is made absolute in terms of the aforesaid direction and the petition stands disposed of.

(R.S.Mohite,J)